

92
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A25-10644
Date Received: 10/19/1988
Receipt No: 11-30-88 E004667
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLIFTON RHODEHOUSE 208-754-0082
Address: 698 N 3300 E 83434
MENAN, ID
AND/OR
Name: GLORIA RHODEHOUSE 208-754-0082
Address: 698 N 3300 E 83434
MENAN, ID

2. Date of Priority: JAN 01, 1890

3. Source: SPRINGS Trib. to: SPRING CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	38E	31	SW	NW	NW		JEFFERSON

5. Description of diverting works:
DAM & CULVERT W/PUMP TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.800		
IRRIGATION STORAGE	01/01	12/31			60.00

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A25-10644

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Date: 10/19/88

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	38E	31	NW	NW		IRR	21.0
			SW	NW		IRR	21.0
						Section Acres	42.0
						Total Acres	42.0

11. Place of use in counties: JEFFERSON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Clifton B Rhoadhouse Date: 11-30-88

Date: _____

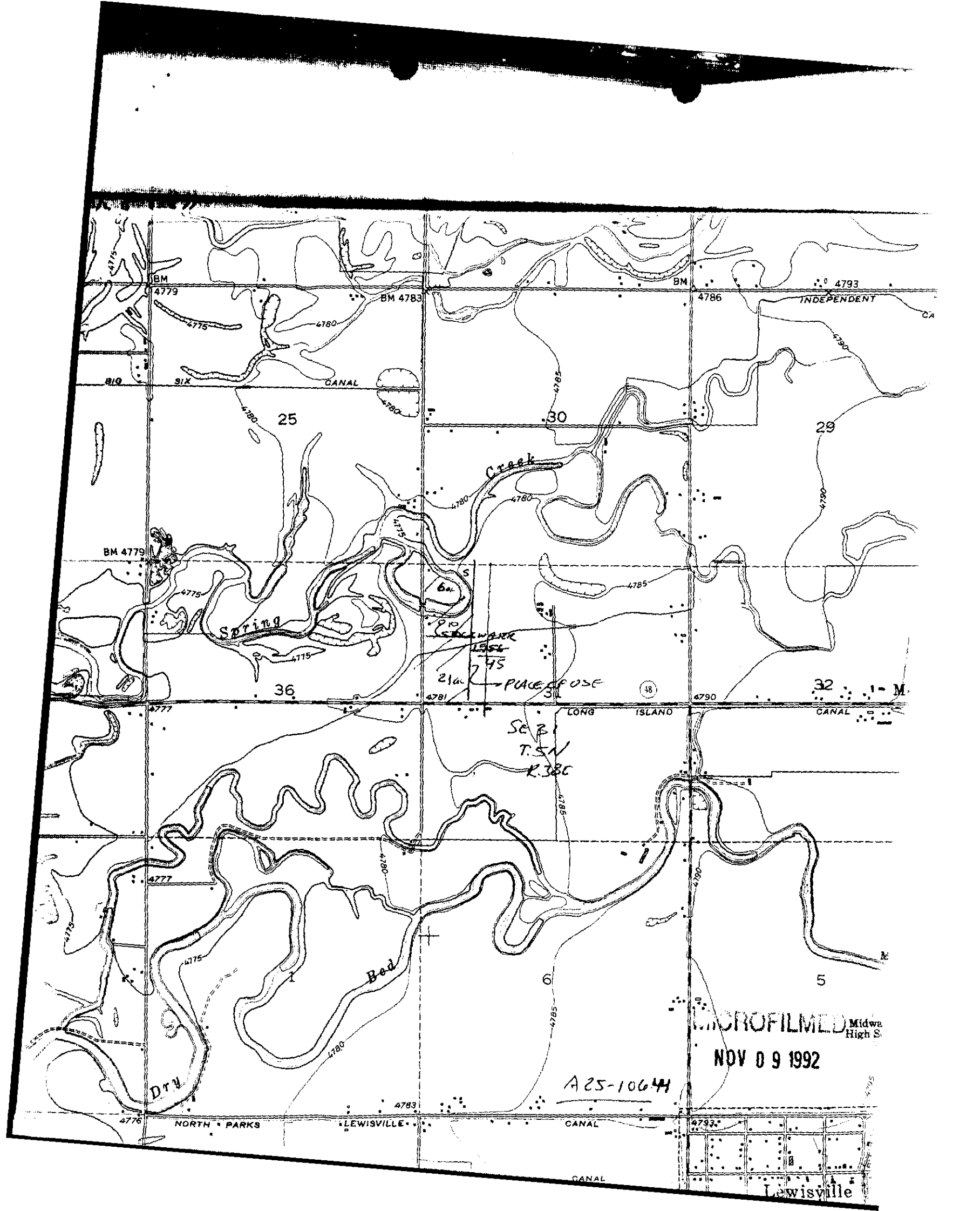
State of Idaho)
County of Barnett) SS.

Subscribed and sworn (or affirmed) before me this 20 day
of Nov 19 88

Betty J. Thompson
Notary Public

Seal

Residing at Idaho Falls
My Commission Expires 6/30/1994



Log for claim 25-10644

Spatial Dynamics CAT

12/27/00

TR	SEC	QQ	Acres Claimed	Acres Found	COMMENT
05n38e	31	NW1/4	21	18	POD placement?
05n38e	31	SW1/4	21	27	
Totals:			42	45	

 SPATIAL
DYNAMICS

AJ5809NP
No. A25-10644

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/26/00
PAGE: 120

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CLIFTON RHODEHOUSE	01/01/1890	IRRIGATION	04-01 11-01	0.800 CFS	
C	GLORIA RHODEHOUSE		IRRIGATION STORAGE	01-01 12-31		60.00 AFA
	698 N 3300 E					
	MENAN ID 83434			TOTAL DIVERSION:	0.800 CFS	
	(208) 754-0082			CONSUMPTIVE USE:		100.00 AFA

Water Source: SPRINGS

Tributary to: SPRING CREEK

Stage: BENEFICIAL USE

Point(s) of Diversion: T05N R38E S31 SWNNW

JEFFERSON County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE				
T	R S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
05N	38E 31	:		:		:		:		:		:		:		:		42.0
																	TOTAL ACRES	42.0

POU County: JEFFERSON

Other Rights: NONE

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
25-10640 A25-10640

Other Water Rights Listing Overlapping Place(s) of Use:
A25-00259

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 12/02/88 THOMPSON 03/29/95 POST-STD

April 29, 1991

Clifton Rhodehouse
698 N. 3300 E.
Menan, ID 83434

RE: Evidence of Priority

Dear Mr. Rhodehouse:

The Notice of Claim identified with the number shown at the end of this letter has been filed in the Snake River Basin Adjudication (SRBA). The Notice indicates the water usage is based on "Beneficial Use" or a "Statutory Claim". Water rights of this type are established by the historical use of water, dating back to when water was first used for the purpose claimed, at or on the place of use identified on the Notice. The date the water was first put to use, known as the priority date, has not been confirmed by a License, Decree, or Permit. For this reason, proof must be provided supporting the priority date.

For your reference I have provided a printout of your Notice and the pamphlet entitled "**Evidence of Priority**". The pamphlet describes the types of evidence required and suggests which documents will fulfill this requirement. While I encourage you to read all of the pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date**".

It is our goal to recommend this historical water rights within the Snake River Basin as accurately as possible. Field exams to verify other items of the Notice have been or soon will be conducted by Department personnel. But, the Department will not recommend the Notice be decreed by the court if no evidence of a priority date is submitted.

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Clifton Rhodehouse

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Please submit the required evidence supporting the priority date by **May 29, 1991**, referencing all documents with the corresponding Notice number. If you have any questions not covered by this letter or the enclosed pamphlet, please contact this office.

All Notices required to submit this evidence are currently being reviewed for recommendation to the court. Hence, the need for expediency on your part or your agency. every effort should be made to submit this information within 30 days of the date of this letter.

Respectfully submitted,

Ernest Carlsen
Water right Supervisor, Adjudication

EC:sc

Enclosure: Brochure on "Evidence of Priority"
Proof Report

A25-10644
CLIFTON RHODEHOUSE
GLORIA RHODEHOUSE
698 N 3300 E
MENAN

JN 83434

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To whom it may concern,
Concerning the Anderson headgate and ditch
and the slough on the Raymond Green
Telephone Phone house property.

I have been a resident of the area for
most of my 82 years. In my earliest recollect-
ions I recall the headgate and the ditch which
remained in use for many years. At times was
possibly 10 or 12 years old myself and other
youth of the neighborhood gathered at the head-
gate and ditch to swim. The concrete headgate
in a channel of Spring Creek was ideal for diving
and the ditch deep enough for swimming. This
continued into my adolescence.

The slough was a favorite for other
sports. As long as I can remember there have
been fish in it. In our youth my cousins
and I would canoe the length of the pond
chasing schools of fish, it being re-stocked
~~the~~ occasionally through the years. One of these
times was in the later twenties or early thirties.

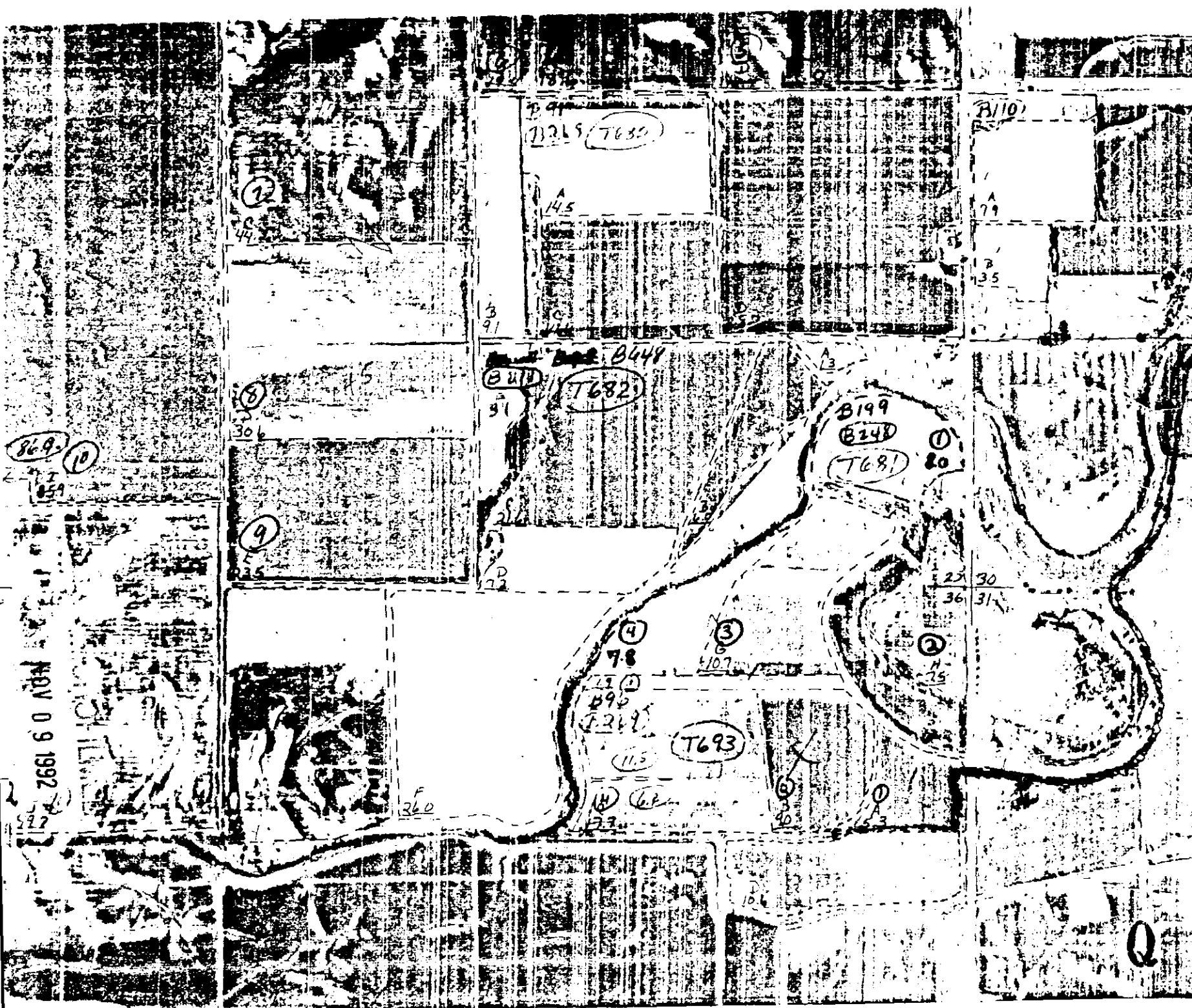
Signed
W. J. Raymond

W. J. RAYMOND
754-0029
752 N. 3300 E.
MESA, ID. 8

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Location of a concrete Dam - IN Tributary
 of Spring Creek
 Red pen line shows
 canal built by AS And
 for irrigation of land



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Q 11

Continuation of Abstract of Title to the Lands Described in the Caption Hereto.

No. _____ Character of Instrument, WARRANTY DEED Date of Instrument, October 11, 1901. Date of Record, October 23, 1901 @ 5-20 P. M. Book 470 of Deeds Page 331 Consideration \$ 1.00 ARE SIGNATURES SEALED? Yes		Grantors Andrew B. Anderson and Emily O. Anderson, his wife TO Robert Watson Grantees
Names of Witnesses Wm Lindsay, O. A. Johannsen Date of Acknowledgment October 17, 1901. Before Whom Acknowledged? William Lindsay, H. L. Bingham Co., Ida. Yes regular Granting Words Covenant, if any		

DESCRIPTION AND REMARKS:

Lots 1 & 2 of Section 31 Tp 5 N/2 R. 33 E. B. M., --80 acres, more
 or less. With 4 shares of stock in the Long Island Canal Company also
 1/20 interest in Anderson Canal from Spring Creek.
 Reserving right of way for ditch.
 Subject to mortgage \$1200.00 favor

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SPENCER V. RAYMOND, and
MARY A. RAYMOND, his wife;
VANNESS S. RAYMOND, and
PEARL RAYMOND, his wife.

WARRANTY DEED. Instrument No. 6533.

Dated April 29th, 1913.

Recorded December 28th, 1916, at 1:25
P.M.

Book 70 of Deeds, at Page 243.

Records of Jefferson County, Idaho.

ROBERT D. GREEN.

Consideration - \$6,500.00 -

SIGNED - AS ABOVE.

ACKNOWLEDGMENT OF Spencer V. and Mary A. Raymond.

ACKNOWLEDGED - May 3rd, 1913, before John H. Yearsley, a Notary
Public for Idaho, in and for Fremont County.
(SEALED) Acknowledgment Regular.

ACKNOWLEDGMENT OF Vanness S. Raymond and Pearl Raymond.

ACKNOWLEDGED - May 1st, 1913, before William J. Stevens, a Notary
Public for Utah, in and for Weber County, Utah.
(SEALED) Acknowledgment Regular.

DESCRIPTION AND REMARKS.

Commencing at a point 20 rods West of the SE corner of Lot 2, Sec. 31,
Twp. 5 N.R. 38, E.B.M., running North 240 rods; West to the NW corner
of Lot 4, Sec. 30, Township 5 North, Range 38, E.B.M., South 240 rods
to SW corner of Lot 2 in Section 31, Township 5 North, Range 38, E.B.M.
thence East to the place of beginning. Land herein conveyed contains
96 acres, more or less, and all ditch and water rights and particularly
the water right in what is known as the Anderson Canal. Consists of
23/100 interest in said canal. (With a certain road right of way here-
tofore granted by L.A.S. Anderson to V.S. Raymond shown in Book R of Deeds
at Page 557.) Subject to County and private road right of ways and ditch
right of ways. Made subject to Mortgage of \$800.00 in favor of Alliance
Trust Company Ltd. second party assumes and agrees to pay.
This conveyance is also made subject to a certain school land sales
certificate covering Lot 4 Section 30, Twp. 5 N.R. 38, E.B.M., and
subject to the entire unpaid balance of principal due the State of
Idaho, on said sales certificate which said balance amounting to
\$401.40, together with interest thereon from date of this conveyance

ROBERT DYER GREEN and JANE F. GREEN, WARRANTY DEED. Instrument No. 710
his wife.

Dated December 16th, 1942.

Recorded January 7th, 1942, at 2:4
P.M.

Book 128 of Deeds, at page

Records of Jefferson County, Idaho

E. C. RHODEHOUSE, and ANNORA
RHODEHOUSE, his wife.

Consideration - \$1.00 -
\$2.75 U.S.I.R.S. Attached and can
called.

SIGNED - AS ABOVE.

ACKNOWLEDGED - December 17th, 1942, before Gordon Boyle, a Notary
Public in and for the County of Bonneville, State
of Idaho, Residing at Idaho Falls, Idaho.
(SEALED). Acknowledgment Regular.

DESCRIPTION AND REMARKS.

Commencing 20 rods west of the Southeast corner of Lot 2, in Section 31
Township 5 North, Range 38 East Boise Meridian; and running thence North
160 rods; thence west to the Northwest corner of Lot 1 in said Section
31, thence South 160 rods to the Southwest corner of said Lot 2; thence
East to the point of beginning; also Lot 4 of Section 30, Township 5
North, Range 38 East Boise Meridian, Less the following described prop-
erty: Commencing at the SE corner of Lot 4; thence West 20 rods;
thence North 80 rods; thence East 20 rods; thence South 80 rods, to the
place of beginning, containing 10 acres. Also excepting a strip of
land 40 feet wide heretofore conveyed for purposes of a highway to the
State of Idaho and shown in Book 113 of Deeds, page 360 Jefferson County
Records.

Together with a road right of way, 2 rods wide, adjoining said describe
land on the east, and together with also a fish hatchery lying west of
said road and known as the Raymond - Green Fishery, all of which road
way and fishery are more fully described in a certain deed recorded on
page 410 in Book 108 of Deeds, Records of Jefferson County, Idaho.

Oct 11 1901	Andrew S Anderson	To	Robert Watson
Oct 20 1902	Robert Watson	To	Vannessa S Raymond
April 29 1913	Seencer Raymond	To	Robert D Green
Dec 16 1942	Robert Green	To	EC Rhodhouse

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